Docket No.: POKE-0007 PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Confirmation No.: 6145

In re Application of

Randall S.E. PETERSON Group Art Unit: 3714

JUN 2 7 2007

Serial No.: 10/614,752 Examiner: Frank Leiva

Filed: 7/8/2003 Customer No.: 34610

For: METHOD OF DETERMINING SKILL LEVEL IN A TOURNAMENT

SETTING

TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING REJECTION OVER A PRIOR PATENT

U.S. Patent and Trademark Office Customer Service Window Randolph Building 401 Dulany Street Alexandria, Virginia 22314

Sir:

The owner, e-Poker USA Inc., of 100% percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. § 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 7,104,542. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. § 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a

Application No: 10/614,752 Docket No.: POKE-0007

maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is

statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. §1.321, has all claims

canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the

expiration of its full statutory term as presently shortened by an terminal disclaimer.

I hereby declare that all statements made herein of my own knowledge are true and that

all statements made on information and belief are believed to be true; and further that these

statements were made with the knowledge that willful false statements and the like so made are

punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States

Code and that such willful false statements may jeopardize the validity of the application or any

patent issuing thereon.

The undersigned is an attorney of record and therefore the certification under 37 C.F.R.

§3.73(b) is not required.

An amount of \$130.00 for the terminal disclaimer fee under 37 C.F.R. §1.20(d) is

included. Please charge any shortage in fees due in connection with the filing of this paper,

including extension of time fees, to Deposit Account 16-0607 and please credit any excess fees

to such deposit account.

Respectfully submitted,

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Date: June 27, 2007

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